

Message

From: Higuchi, Dean [Higuchi.Dean@epa.gov]
Sent: 6/12/2015 10:45:24 PM
To: Huetteman, Tom [Huetteman.Tom@epa.gov]; stuart.yamada@doh.hawaii.gov; Pallarino, Bob [Pallarino.Bob@epa.gov]; Shalev, Omer [Shalev.Omer@epa.gov]; Linder, Steven [Linder.Steven@epa.gov]
CC: Perry, Thu [Thu.Perry@doh.hawaii.gov]; keith.kawaoka@doh.hawaii.gov; Reynolds, Rebekah [Reynolds.Rebekah@epa.gov]
Subject: RE: Red Hill AOC - Admin Record - Missing files

Hi folks,

Saw this but just read through the email. Did someone reply to Edwin?

Thanks!

Dean Higuchi
Press Officer/Congressional Liaison/Public Affairs
US EPA, Region 9, Hawaii Office
higuchi.dean@epa.gov
808-541-2711

From: Huetteman, Tom
Sent: Thursday, June 04, 2015 9:06 AM
To: stuart.yamada@doh.hawaii.gov; Pallarino, Bob; Shalev, Omer; Linder, Steven; Higuchi, Dean
Cc: Perry, Thu; keith.kawaoka@doh.hawaii.gov; Reynolds, Rebekah
Subject: RE: Red Hill AOC - Admin Record - Missing files

Stuart,

I don't agree with Erwin that the files are missing, they just can't be provided to the public for the reasons noted already to Erwin. Let's talk more about a response and how to proceed.

I think there is some misunderstanding about the purpose of the administrative record and the difference between identifying the documents that we relied on for the AOC and what we can provide to the public for their viewing. We can't give out the documents that have a copyright in the same way that a research paper might cite to sources that can only be obtained by purchasing those sources. I'm not sure if the contract documents can be redacted.

Also, it is not clear if Ernie is asking for more time for BWS to review the documents or he is generally asking on behalf of anyone in the public interested in the documents. I believe that no one else has yet asked for the documents or come by to look at them. Maybe one way to handle this for others who want the documents is to provide a written clarification to anyone who actually comes by to view the documents.

Tom

From: Yamada, Stuart H. [mailto:stuart.yamada@doh.hawaii.gov]
Sent: Thursday, June 04, 2015 11:39 AM
To: Huetteman, Tom; Pallarino, Bob; Shalev, Omer; Linder, Steven; Higuchi, Dean
Cc: Perry, Thu; keith.kawaoka@doh.hawaii.gov
Subject: FW: Red Hill AOC - Admin Record - Missing files
Importance: High

Everyone,

FYI. This request will need to be discussed.

Stu

From: ERWIN KAWATA [<mailto:EKAWATA@hbws.org>]
Sent: Wednesday, June 03, 2015 5:12 PM
To: Yamada, Stuart H.
Cc: Chang, Steven Y; Kwan, Roxanne S; Ernest Lau; LISA KIM
Subject: RE: Red Hill AOC - Admin Record - Missing files
Importance: High

Stuart,

Thanks for the confirmation. Based on the confirmation of missing files in the AOC Record, we request a seven (7) calendar day extension of the comment period to July 7, 2015 to enable reviewers the opportunity to receive and review the missing files and amend their comments accordingly. Please advise on your decision on this matter. If the request is denied, we request a written explanation for the denial. Thanks.

Erwin

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From: Yamada, Stuart H. [<mailto:stuart.yamada@doh.hawaii.gov>]
Sent: Wednesday, June 03, 2015 5:07 PM
To: ERWIN KAWATA
Cc: Chang, Steven Y; Kwan, Roxanne S; Ernest Lau; LISA KIM
Subject: RE: Red Hill AOC - Admin Record - Missing files

Erwin "Eagle Eyes" Kawata ☺,

Congratulations. Your findings are consistent with EPA's response to our quick glance comments/questions that I received earlier today. Per EPA, the first two were Navy contract documents that still included cost information and the remaining five (5) are the copyrighted API documents. Here is a list of the seven (7) documents that were not included on the DVD.

1. **0010-01.pdf:** Contract: Amendment of Solicitation/Modification of Contract: Upgrade Fire Suppression and Ventilation System, Red Hill, HI
2. **N62742-11-D-0005-0010 executed.pdf:** Contract Form: Order for Supplies or Services
3. **652_3.pdf:** Guidance: "Design and Construction of Large, Welded, Low pressure Storage Tanks API STANDARD 620 TWELFTH EDITION"
4. **651_e3.pdf:** Guidance: "Cathodic Protection of Aboveground Petroleum Storage Tanks: API RECOMMENDED PRACTICE 651 THIRD EDITION, JANUARY 2007"
5. **653 e4 wAddendum3.pdf:** "Guidance: Tank Inspection, Repair, Alteration, and Reconstruction API STANDARD 653 FOURTH EDITION"
6. **620_e12.pdf:** Guidance: "Design and Construction of Large, Welded, Low pressure Storage Tanks"
7. **650 e12 w E1.pdf:** Guidance: "Welded Tanks for Oil Storage API STANDARD 650 TWELFTH EDITION"

The file listed twice in the index is "Tank 6 inspection report.pdf". The DVD has 396 files on it, including the Index itself. It only has one copy of the file "Tank 6 inspection report.pdf". Therefore there are 395 actual documents in the

Administrative Record (not including the Index). The index lists 403 documents one of which is a duplicate. The index should list 402 documents. $402 - 7 = 395$.

By this email I am asking Roxanne and Steve to confirm with EPA that there is no redacted version of the first two documents that can be shared. In addition, they will need to follow up with EPA about the possibility of revising the index (posted on both websites) to clearly explain that these documents could not be included (and why?). As for the five (5) API documents, it is my understanding that because of the copyright protection, EPA could not post copies of these documents and you will have to procure these documents directly from API.

Stuart

From: ERWIN KAWATA [<mailto:EKAWATA@hbws.org>]
Sent: Wednesday, June 03, 2015 4:34 PM
To: Yamada, Stuart H.; Chang, Steven Y
Cc: Kwan, Roxanne S; Ernest Lau; LISA KIM
Subject: RE: Red Hill AOC - Admin Record - Missing files
Importance: High

Stuart,

I compared the CD contents against the Admin Record List (attached). The CD is missing the following files.

Record No. 2

Name: 0010-01.pdf

Author: Tijerina, Annette T. NAVFAC Pacific

Doc Date: 13-Mar-14

Description: Contract: Ammendment of Solicitation/Modification of Contract: Upgrade Fire Suppression and Ventilation System, Red Hill, HI

Record No. 331

Name: N62742-11-D-0005-0010 executed.pdf

Author: NAVFAC Pacific A-E Contracts Branch (Code ACQ31

Doc Date: 26-May-13

Description: Contract Form: Order for Supplies or Services

Record No. 399 – 403

Please send me these files. Thanks.

Erwin

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From: Kwan, Roxanne S [<mailto:roxanne.kwan@doh.hawaii.gov>]
Sent: Tuesday, June 02, 2015 1:04 PM
To: ERWIN KAWATA
Subject: RE: Red Hill AOC - Admin Record

Hi Erwin

EPA sent the CD to us yesterday. We should be receiving it tomorrow. However, you can review the documents in our office. The computer has been set up.

Please let me know if you are coming to review the documents.

Roxanne

From: ERWIN KAWATA [<mailto:EKAWATA@hbws.org>]

Sent: Tuesday, June 02, 2015 10:31 AM

To: Kwan, Roxanne S; Chang, Steven Y

Subject: Red Hill AOC - Admin Record

Hi Roxanne,

Is the CD ready for pick up? Please let me know. thanks.

Erwin

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